THE HON'BLE SRI JUSTICE D.S.R.VARMA
AND
THE HON'BLE SRI JUSTICE P.SWAROOP REDDY

TAKEN UP WRIT PETITION No.26364 OF 2006

Between:

Ghousia Shaheen, W/o Syed Ismail, R/o 75/1, Lions Town Colony, Hashmapet, Boinpally, Secunderabad.

...

Petitioner

AND

1.The Station House Officer, Alwal Police Station, Hyderabad and two others.

....Respondents

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ORAL ORDER: **(per the Hon'ble Sri Justice D.S.R.Varma)**

Heard the learned Government Pleader for Home, representing the learned Advocate General, appearing for the respondents.

2. This writ petition is taken up on the basis of a 'Telegram', dated 11.12.2006, sent by one Ghousia Shaheen, W/o. Syed Ismail, R/o. 75/1, Lions Town Colony, Hashmapet, Boinpally, Secunderabad, to the Hon'ble the Chief Justice, High Court of Andhra Pradesh, Hyderabad, alleging that her son by name Syed Mahmood Ali, aged about 17 years, was illegally taken into custody by the Police of Jubilee Hills and detained him in the Jubilee Hills Police Station and she has been apprehending danger to his life.

3. On notice being issued, by this Court, the Inspector of Police, Jubilee Hills Police Station, Hyderabad, filed a counter-affidavit, stating, *inter alia*, that on the basis of the complaint by the father of the detenu a case in Crime No.489 of 2006 was registered under 'Man Missing' on 24.11.2006, in Jubilee Hills Police Station; that later it come to light that on the basis of the complaint by one P.Rangaiah, a woman missing case was registered in Crime No.428 of 2006 on 20.11.2006, in Alwal Police Station; that subsequently, on 09.12.2006, the husband of the petitioner, along with the detenu and the missing girl appeared before him and requested him to give some time to settle the issue; that the statement of the missing girl was recorded by the Police, Jubilee Hills Police Station' that the statements of detenu and the missing girl were recorded by the police, Alwal Police Station, and that the detenue and the missing girl have decided to go to their respective houses.

4. In view of the facts revealed in the affidavit, filed by the respondent No.2 -- Inspector of Police, Jubilee Hills Police Station, Hyderabad, we have no reason to believe the complaint made by the petitioner, inasmuch as the alleged detenu, who is no other than the son of the petitioner is safe and has been moving around freely.

5. For the foregoing, the writ petition fails and is liable to be closed.

6. Accordingly, the writ petition is closed, at the stage of admission. However, there shall be no order as to costs.

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D.S.R.VARMA, J

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P. SWAROOP REDDY, J

Dated: 04.01.2007

KA/KRK